

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SPECTROS CORP.,

Case No: C 09-01996 SBA

Plaintiff,

ORDER RE CLAIM CONSTRUCTION

vs.

THERMO SCIENTIFIC, INC.,

Defendant.

10 On December 7, 2011, the Court conducted a claims construction hearing with
11 respect to U.S. Patent No. 6,711,426. Each party appeared through counsel of record.
12 Upon consideration of the parties' arguments and claim construction briefs, the Court has
13 construed the disputed claim terms as follows:

14 1. “illuminator” is construed as: “That portion of a device that generates
15 broadband light and delivers that light to a target region or sample.”

16 2. “light collection fiber” is construed as “A fiber that collects light from the
17 target region or sample.”

18 3. “integrated into said illuminator” does not require construction.

19 4. “optical coupling means for coupling the light source to a target region” is
20 construed as:

21 a. Function: “Coupling the light source to a target region.”
22 b. Structure: “Free-space (unaided) transmission through air or space, or
23 intervening optical elements such as lenses, filters, fused fiber
24 expanders, collimators, concentrators, collectors, optical fibers, prisms,
25 mirrors, or mirrored surfaces.”

26 5. The parties shall appear for a telephonic Case Management Conference on
27 **January 26, 2012 at 2:30 p.m.** Prior to the date scheduled for the conference, the parties
28 shall meet and confer and prepare a joint Case Management Conference Statement which

1 complies with the Standing Order for All Judges of the Northern District of California and
2 the Standing Orders of this Court. Plaintiff shall assume responsibility for filing the joint
3 statement no less than seven (7) days prior to the conference date. Plaintiff's counsel is to
4 set up the conference call with all the parties on the line and call chambers at (510) 637-
5 3559. NO PARTY SHALL CONTACT CHAMBERS DIRECTLY WITHOUT PRIOR
6 AUTHORIZATION OF THE COURT.

7 IT IS SO ORDERED.

8 Dated: December 7, 2011


9 SAUNDRA BROWN ARMSTRONG
10 United States District Judge

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